

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WILLIAM C. HILL)	
)	
COMPLAINANT)	CASE NO.
)	2017-00316
V.)	
)	
MUHLENBERG COUNTY WATER DISTRICT)	
)	
DEFENDANT)	

ORDER

Muhlenberg County Water District (“Muhlenberg District”) was notified on September 14, 2017, that it had been named as defendant in a formal complaint (“Complaint”) filed on July 20, 2017. The Complaint, filed by William C. Hill, alleges that Muhlenberg District is charging him a higher monthly rate by charging a minimum of 20,000 gallons of water despite his actual usage; charging him upfront to purchase 47 meters; and charging him upfront to construct a water line at his property at 900 Malone Farm Lane, Belton, Kentucky. By Commission Order dated September 14, 2017, Mr. Hill was ordered to provide a clearer statement of the relief sought in this matter. Mr. Hill filed a response to the Order on September 27, 2017. On October 12, 2017, Evan Buckley entered his appearance on behalf of Mr. Hill. On November 21, 2017, the Commission entered an Order for Muhlenberg District to satisfy or file a written answer to Mr. Hill’s Complaint. On November 29, 2017, Damon R. Talley, Mary Ellen Wimberly, and Gerald E. Wuetcher filed an entry of appearance on behalf of Muhlenberg District, and in a

subsequent filing on November 29, 2017, Muhlenberg filed a motion for use of electronic filing procedures (“Motion for Electronic Filing”). In support of the request to use the electronic filing procedures per 807 KAR 5:001, Section 8, Muhlenberg stated that the use of such procedures will reduce the parties’ costs associated with this case and would not prejudice the parties, potential parties, the public or the Commission.¹ Muhlenberg District also stated that the use of electronic filing procedures would reduce the cost of the proceedings to all potential parties and allow for greater transparency and public awareness by enabling the documents filed in the case to be immediately posted to the Commission’s website.²

807 KAR 5:001, Section 8(1), permits an applicant to use electronic filing procedures upon a timely election. Per 807 KAR 5:001, Section 8(2), an applicant is required to file with the Commission a written notice of its election to use electronic filing procedures at least seven days prior to the submission of the application. In the instant case, Muhlenberg District did not file a timely written notice of its election to use electronic filing procedures, because Mr. Hill commenced the action by filing his Complaint against Muhlenberg. Mr. Hill is currently represented by Evan Buckley, who confirmed to Commission Staff that he has no objection to Muhlenberg’s Motion for Electronic Filing.

The Commission finds that the instant case is in the early stages of the proceedings, and no party has sought intervention into the case. Further, Muhlenberg District’s counsel promptly requested electronic filing upon filing their entry of appearance.

¹ *Motion for Use of Electronic Filing Procedures* (filed Nov. 29, 2017) at 1 and 2.

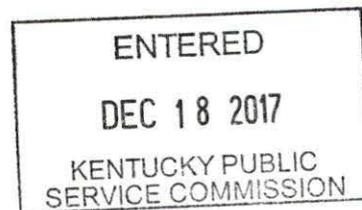
² *Id.* at 2.

The Commission finds that Muhlenberg District's Motion for Electronic Filing should be granted.

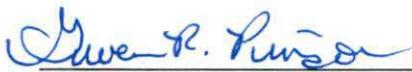
The Commission, having considered the motion and finding good cause, HEREBY ORDERS that:

1. Muhlenberg District's Motion for Electronic Filing for this case is granted.
2. All documents submitted in this proceeding shall comply with the Commission's rules of procedure as set forth in 807 KAR 5:001, and any deviation from these rules shall be submitted in writing to the Commission for consideration.
3. Any party filing a paper shall upload an electronic version using the Commission's E-Filing System and shall file the original and one copy in paper medium.
4. Any request for confidential treatment of material submitted shall conform to the requirements of 807 KAR 5:001, Section 13.
5. Materials submitted to the Commission that do not comply with the rules of procedure or that do not have an approved deviation are subject to rejection pursuant to 807 KAR 5:001, Section 3.

By the Commission



ATTEST:


Executive Director

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